

Mr. SPEAKER.—Motion moved :

“That the Madras Preservation of Private Forests Continuance Bill, 1958, be taken into consideration.”

Sri H. S. RUDRAPPA.—Sir, I want to place a few facts before the Hon’ble House. We were forced to pass an Ordinance because the Madras Preservation of Private Forests Act, 1949, was due to expire on the 2nd of December 1957. Therefore we find it necessary to continue the Act for a further period of one year by which time we will be able to have an Act which will be made applicable throughout the State. We have brought this Bill to replace the Ordinance.

The most important clause in the Bill is that private forests which are more than 100 acres in area are being regulated for exploitation in a manner which is not detrimental to the interests of the State. Therefore, according to clause 3 a person who owns more than 100 acres of forest area has to obtain licence or permit from the Collector of that district to exploit the forest produce. That is the only important clause. I think all my friends will agree that there is necessity to continue this Act which is to regulate the exploitation of the forest produce. Therefore I request the support of the Hon’ble Members of this House for this Bill.

Mr. SPEAKER.—The question is :

That the Madras Preservation of Private Forests Continuance Bill, 1958, be taken into consideration.”

The motion was adopted.

Mr. SPEAKER.—Clauses. Clauses 2 and 3. The question is :

“That Clauses 2 and 3 stand part of the Bill.”

The motion was adopted.

Clauses 2 and 3 were added to the Bill.

Mr. SPEAKER.—Clause 1. The question is :

“That Clause 1 stand part of the Bill.”

The motion was adopted.

Clause 1 was added to the Bill.

Mr. SPEAKER.—Title and Preamble. The question is :

“That the Title and the Preamble stand part of the Bill.”

The motion was adopted.

The Title and the Preamble were added to the Bill.

Motion to pass.

Sri H. S. RUDRAPPA.—Sir, I am thankful to Hon’ble Members for having given me support for the continuance of this Act. I move :

“That the Madras Preservation of Private Forests Continuance Bill, 1958, be passed.”

Mr. SPEAKER.—The question is :

“That the Madras Preservation of Private Forests Continuance Bill, 1958, be passed.”

The motion was adopted.

THE HYDERABAD HOUSES (RENT, EVICTION AND LEASE) CONTROL (MYSORE AMENDMENT) BILL, 1958.

Motion to consider.

Sri M. P. PATIL.—(Minister for Revenue).—Sir, I move :

“That the Hyderabad Houses (Rent, Eviction and Lease) Control (Mysore Amendment) Bill, 1958, be taken into consideration.”

Mr. SPEAKER.—Motion moved :

“That the Hyderabad Houses (Rent, Eviction and Lease) Control (Mysore Amendment) Bill, 1958, be taken into consideration.”

Sri M. P. PATIL.—Sir, this Bill has been moved with a view to amend section 31 of the original Act. The House Rent Control Acts of the other areas have a provision to exempt a particular class of houses; but the Hyderabad Act has no such provision and therefore with a view to make that provision in the said Act, this Bill has been moved. I hope Hon’ble Members will approve of it.

***Sri B. SHAM SUNDER (Bhalki).—**Sir, the Hyderabad Act as it stood was meant to give protection to the tenants but I think, it is now contemplated to take the power of forcibly ejecting tenants whenever Government wants to. Under the States Re-organisation Act, as was decided, nothing should be changed for five years. I hope Government will consider it and drop the present Bill.

***Sri F. H. MOHSIN (Hubli City).—**Sir, the present amending Bill wants to provide more powers to the Government. Even the Bombay Rent Control Act was on lines similar to that of the former Hyderabad Act, i.e., according to section 21. Section 4 of the Bombay Rent Control Act reads thus :

“4. (1) This Act shall not apply to any premises belonging to the Government or a Local Authority or apply as against the Government to any tenancy or other like relationship created by a grant from the Government in respect of premises taken on lease or requisitioned by the Government; but it shall not apply in respect of premises let to the Government or a Local Authority.”

Sub-section (2) reads like this:

“The Provincial Government may direct all or any provisions of this Act shall not apply to the premises used for public purposes and charitable purposes.”

But the amending section brought forward by the Minister wants to give more powers to the Government. By approving this, there is every likelihood of these powers being exercised by the authorities concerned. This amending section gives unrestricted powers to the authorities to exempt from the purview of all or any of the provisions of the Act. It is not proper in these democratic days to give unrestricted powers to the authorities concerned.

In this connection the Bombay Act is proper. It gives exemption to the houses and premises used for charitable or public purposes. In my opinion the amendment now sought for may be got

further amended to the effect that it should apply only for public purposes and charitable purposes.

Sri M. P. PATIL.—Sir, the fear entertained by Hon'ble Members is not well founded. Though there is provision to some extent in Hyderabad Act, in some cases those provisions are not sufficient to meet the situation because they cover only a particular class of house. But sometimes some cases will arise where the present provision cannot deal with such cases. Therefore it is necessary to have these powers. It is feared that the officers may exercise the powers, but I may state that officers will have no powers and it is only the Government which will have them. These things will be done according to the rules to be framed under this Act and therefore there is no likelihood of officers exercising all these powers.

Mr. SPEAKER.—The question is :

“That the Hyderabad Houses (Rent, Eviction and Lease) Control (Mysore Amendment) Bill, 1958, be taken into consideration.”

The motion was adopted.

Mr. SPEAKER.—The question is ;

“That Clauses 1, 2, the Title and the Preamble do stand part of the Bill.”

The motion was adopted.

Clauses 1, 2, the Title and the Preamble were added to the Bill.

Motion to pass

Sri M. P. PATIL.—I beg to move :

“That the Hyderabad Houses (Rent, Eviction and Lease) Control (Mysore Amendment) Bill, 1958, be passed.”

Mr. SPEAKER.—The question is :

“That the Hyderabad Houses (Rent, Eviction and Lease) Control (Mysore Amendment) Bill, 1958, be passed.”

The motion was adopted.